

program rather than amend an existing one, then I think it allows you to do completely indirectly what you are not allowed to do by the Constitution directly. And, further than that, it engenders mischief in that it would suggest you create any unlimited number of new programs rather than dealing with your existing programs. You simply create something new with 25 votes which the Constitution would prohibit you from doing, except with 30 votes, if you did it in the logical order. So, as I say, it makes no logical sense and historically it would seem to do otherwise. But I merely point those things out. I would use as an example, just to...let us assume I pick any program in the budget and I wanted to "increase" it beyond the Governor's budget, to increase that program is going to require me 30 votes, but if I want to simply introduce a bill and create a duplicate program, or whatever you want to call it, then it requires 25 under this system. I don't think that is what was contemplated constitutionally. I may question the wisdom of the Constitution or the interpretation even originally by the courts. But I think it is there and it is what you live with.

PRESIDENT: Senator Nichol, do you wish to engage in this point of order?

SPEAKER NICHOL: Mr. President, members of the Legislature, while I'm not an authority on taxes, of course, it does seem that this certainly could be questionable as to whether it raises money or not. You send your order in, it costs you 22 cents to send your order, costs postage to send it back, costs money to send you the notice of how much you owe if you don't pay it, or if it is a C.O.D., it costs another 22 cents to send the thing back, the message back with your payment. And if the outfit sending the merchandise does not file with the tax commissioner, I don't know how you have a record that they collect any tax or pay any tax. As loose as this thing is written I don't see any teeth in it to start with. I would just doubt seriously that those people sending and selling merchandise across the state line into Nebraska would even bother with this thing. I see later on it says that if you don't have a retailers permit what happens. But I don't know that they are considered retailers in the State of Nebraska. I just can't see how this thing can raise money without any teeth in it, as loosely as it is written. Thank you.